

Message Text

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ORIGIN XMB-04

INFO OCT-01 EA-09 ISO-00 AID-05 CIAE-00 COME-00 EB-07

FRB-01 INR-07 NSAE-00 USIA-15 TRSE-00 OPIC-06 SP-02

CIEP-02 OMB-01 L-03 /063 R

66615

DRAFTED BY XMB: JOSEPH H. GAINER, HBS

APPROVED BY EB/IFD/ODF: RASWART

WALTER C. SAUER, EXIM

LEO NIELSON, OPIC, WITH COPY TO OPIC

EA/TB: JAKLEMSTINE (INFO)

----- 117988

P 152118Z OCT 75

FM SECSTATE WASHDC

TO AMEMBASSY BANGKOK PRIORITY

UNCLAS STATE 245123

E.O. 11652:N/A

TAGS: ETRD, US, THE (STAVE, THOMAS C.) FOR

(WOLFE, LESLIE,

EXIM REPRESENTATIVE)

SUBJ: SIAM KRAFT, EXIM CREDIT 2336 (SKPC)

REF: (A) STATE 239941; (B) EMB 21638

1. RE REF (B) AND OCTOBER 15 GAINER/WOLFE CONVERSATION CONCERNING THREE SCC OBJECTIONS TO CHANGES IN GTCMC MADE BY EXIM/OPIC IN REF (A), EXIM/OPIC AGREEABLE DELETION ALL THREE CHANGES OBJECTIONABLE TO SCC.

2. SPECIFICALLY, EXIM/OPIC SUGGEST WOLFE FOLLOW ONE OF TWO ALTERNATIVE PROCEDURES:(A) MODIFY UNDERTAKING EXIM/OPIC SET FORTH REF (A):(1) BY SUBSTITUTING WORD QUOTE DEVELOPMENT UNQUOTE FOR QUOTE NEGOTIATION UNQUOTE IN PREAMBLE;(2) BY SUBSTITUTING DATE QUOTE JUNE 30, 1976 UNQUOTE FOR DATE QUOTE JUNE 30, 1979 UNQUOTE IN 4.1.2(D); AND(3) BY DELETING 5.2.1, 5.2.2, 5.2.3.1 AND 5.2.3.2; OR (B) PREPARE NEW UNCLASSIFIED

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UNDERTAKING: QUOTE WE, THE UNDERSIGNED, HEREBY CONFIRM THAT

THE ATTACHED GENERAL TERMS AND CONDITIONS FOR MANAGEMENT CONTRACT BETWEEN THE SIAM KRAFT PAPER COMPANY LIMITED (SKPC) AND SIAM CEMENT CO. LTD. # (SCC) (REVISION DATED BLANK) (GENERAL TERMS AND CONDITIONS) ARE ACCEPTABLE TO US AS THE BASIS FOR DEVELOPMENT OF AN INTERIM MANAGEMENT CONTRACT AND FOR THE COMMENCEMENT OF THE INTERIM MANAGEMENT PERIOD AS OF OCTOBER 1, 1975, UNQUOTE. THE GTCOC WOULD THEN BE MODIFIED BY REF (A) AND PARAGRAPH 2 (A)(2) AND (3) ABOVE, AND ATTACHED TO UNDERTAKING, AS MODIFIED.

3. YOU ARE HEREBY AUTHORIZED TO SIGN SUCH UNDERTAKING IN THE FORM OF EITHER 2(A) OR 2(B) ABOVE ON BEHALF OF EXIM/OPIC. IF SUCH UNDERTAKING IS SIGNED IN EITHER FORM IT IS, OF COURSE, WITH THE UNDERSTANDING THAT DETAILS WILL HAVE TO BE DEVELOPED FOR FINAL MANAGEMENT CONTRACT, THAT THE INTERIM AND LONG-TERM CONTRACTS MAY BE IN THE SAME INSTRUMENT, AND THAT EXIM/OPIC MAY WISH TO HAVE THE LONG-TERM CONTRACT IN EFFECT BEFORE PUTTING UP ANY FUNDS. IT IS ALSO UNDERSTOOD THAT THE SIGNING OF ANY CONTRACT IS CONTINGENT ON ALL ELEMENTS OF REORGANIZATION HAVING BEEN AGREED UPON AND DECISION WHETHER TO GO AHEAD OR NOT MADE BY ALL PARTIES. IF DECISION WERE MADE NOT TO GO AHEAD, PART I OF INTERIM MANAGEMENT PERIOD WOULD TERMINATE DECEMBER 31, 1975.

4. AS INDICATED OCTOBER 15 GAINER/WOLFE CONVERSATION, CRAFTON AND HERRMEYER EXPECT ARRIVE BANGKOK OCTOBER 19 0045 HRS. PANAM FL. ONE. MORE DETAILS RE VISIT FOLLOW. GAINER MAY DELAY TRIP UNTIL RETURN CRAFTON AND HERRMEYER, BUT WILL TRY TO MAIL DRAFT AGREEMENTS IN MEANTIME.

5. NIELSON SENDING TELEX WOLFE THROUGH QUASHA RE GREGG'S ARRIVAL.
INGERSOLL

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